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SENATE BILL 74

47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

INTRODUCED BY

Ben D. Altamirano

AN ACT

RELATING TO HEALTH; REQUIRING MEDICAID REIMBURSEMENT FOR
SERVICES PROVIDED BY LICENSED CHIROPRACTIC PHYSICIANS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 27-2-12 NMSA 1978 (being Laws 1973,
Chapter 376, Section 16, as amended) is amended to read:

"27-2-12. MEDICAL ASSISTANCE PROGRAMS. -- Consistent with
the federal act and subject to the appropriation and
availability of federal and state funds, the medical assistance
division of the [~~human services~~] department [~~may by regulation~~]
shall by rule provide medical assistance, including the
services of licensed doctors of oriental medicine and licensed
[~~chiropractors~~] chiropractic physicians, to persons eligible
for public assistance programs under the federal act."

Section 2. Section 27-2-12.3 NMSA 1978 (being Laws 1987,

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 Chapter 269, Section 1, as amended) is amended to read:

2 "27-2-12.3. MEDICAID REIMBURSEMENT--EQUAL PAY FOR EQUAL
3 PHYSICIANS', DENTISTS', OPTOMETRISTS', PODIATRISTS',
4 CHIROPRACTIC PHYSICIANS' AND PSYCHOLOGISTS' SERVICES. -- The
5 human services department shall establish a rate for the
6 reimbursement of physicians, dentists, optometrists,
7 podiatrists, chiropractic physicians and psychologists for
8 services rendered to medicaid patients that provides equal
9 reimbursement for the same or similar services rendered without
10 respect to the date on which such physician, dentist,
11 optometrist, podiatrist, chiropractic physician or psychologist
12 entered into practice in New Mexico, the date on which the
13 physician, dentist, optometrist, podiatrist, chiropractic
14 physician or psychologist entered into an agreement or contract
15 to provide such services or the location in which such services
16 are to be provided in the state; provided, however, that the
17 requirements of this section shall not apply when the human
18 services department contracts with entities pursuant to Section
19 27-2-12.6 NMSA 1978 to negotiate a rate for the reimbursement
20 for services rendered to medicaid patients in the medicaid
21 managed care system."

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